

REGULAR CITY COUNCIL MEETING
JUNE 24, 2002

PRESENT

Gayle Bunker
Wesley Bloomfield
Bruce Curtis
Robert Droubay
Margaret Dutson
Glen Swalberg

Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

ABSENT

Richard Waddingham
Neil Forster

City Attorney
Public Works Director

ALSO PRESENT

Alan Riding
Judy Baker
Gregory Jay Schafer
Ken Clark
Steve Draper
Patricia Thomas
Steven Gale
T.J. York
Anthony Glines
Thomas Gale

Asst. Public Works Director
City Treasurer
City Recorder
Public Works Dept. Employee
Millard County Commissioner
Utah Western Heritage Week Chairperson
Scout Master
Scout
Scout
Scout

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the meeting time, place, and agenda had been posted at the City Building, had been given to the Millard County Chronicle/Progress, to KNAK Radio, and to each member of the City Council, at least two days prior to the meeting.

Council Member Robert Droubay offered an invocation, following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been given to them two days prior to the meeting. Following review, Council Member Glen Swalberg MOVED to approve the accounts payable, dated June 24, 2002, in the amount of \$76,262.47. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Bunker asked if there were any comments or

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questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

ASST. PUBLIC WORKS DIRECTOR ALAN RIDING: WATER SOURCE PROTECTION ORDINANCE

Asst. Public Works Director Alan Riding explained to the Council that the purpose of the Water Source Protection Ordinance is to facilitate and promote the health, safety, and general welfare of the residents of Delta City by insuring a safe and sanitary drinking water supply. Delta City is required to identify possible contamination sources in proximity to the drinking water supply and to adopt a plan for avoiding contamination from those sources. The Water Source Protection Ordinance gives Delta City the authority to take action against any person who may cause a potential source of contamination.

Council Members had previously received copies of the following ordinance:

ORDINANCE NO. 02-200

AN ORDINANCE ENACTING SECTION 14-160 OF THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION), AS AMENDED, ESTABLISHING REQUIREMENTS TO INSURE A SAFE AND SANITARY DRINKING WATER SUPPLY.

Following discussion, Council Member Wesley Bloomfield MOVED to approve Ordinance No. 02-200, an ordinance enacting Section 14-160 of the Revised Ordinances of Delta City (1981 edition), as amended, establishing requirements to insure a safe and sanitary drinking water supply, along with the accompanying map. The motion was SECONDED by Council Member Robert Droubay. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

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ASST. PUBLIC WORKS DIRECTOR ALAN RIDING: WATER BACKFLOW AND CROSS CONTAMINATION ORDINANCE

Asst. Public Works Director Alan Riding stated that the purpose of this ordinance is to control the possibility of contamination or pollution of the Delta City water system by requiring compliance with state and local plumbing codes, health regulations, and other applicable industry standards for water system safety within the Delta City distribution system by prevention of possible backflow of contaminants or pollutants into the public drinking water system.

Council Members had previously received and reviewed the following ordinance:

ORDINANCE NO. 02-199

AN ORDINANCE ENACTING SECTION 14-150 OF THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION), AS AMENDED, ESTABLISHING REQUIREMENTS RELATING TO THE ELIMINATION OF BACKFLOW AND CROSS CONNECTIONS IN THE DELTA CITY WATER SYSTEM.

Following review, Council Member Wesley Bloomfield MOVED to approve Ordinance No. 02-199, an ordinance enacting Section 14-150 of the Revised Ordinances of Delta City (1981 edition), as amended, establishing requirements relating to the elimination of backflow and cross connections in the Delta City water system. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

ASST. PUBLIC WORKS DIRECTOR ALAN RIDING: WATER CONSERVATION RATE SCHEDULE

Asst. Public Works Director Alan Riding noted that the Council had discussed this matter at the previous Council meeting. Since that time, he has prepared an alternate proposal based on a maximum 70 cent overage charge rather than the 80 cent overage charge which was previously proposed. This rate structure would result in no change in the water charges for the 75% of Delta City customers who use less than 50,000 gallons per month at peak watering season. For the next

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12 ½% of Delta City customers using up to 75,000 gallons per month, the rate structure would result in an additional \$2.50 per month during the peak watering season. The rate increase for the highest water user would be approximately \$500 per month during the peak watering season, which is July and August.

Asst. Public Works Director Riding suggested that the Council set a public hearing sometime in July for the purpose of receiving public comment regarding the proposed water conservation rate schedule and to also do some public education regarding water conservation. Mayor Bunker felt that the rate schedule should not be implemented until at least September, 2002, which would give water consumers some time to adjust to the new rate schedule and to learn how to reduce consumption and conserve water during the coming year.

Council Member Wesley Bloomfield MOVED to set a public hearing, for the purpose of receiving public comment regarding implementation of a proposed water conservation rate schedule, on Monday, July 22, 2002 at 6:00 p.m. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

NEW BUSINESS

PATRICIA THOMAS, UTAH WESTERN HERITAGE WEEK: ACTIVITIES SCHEDULED FOR UTAH WESTERN HERITAGE WEEK (AUG. 31, 2002 - SEPT. 8, 2002)

Patricia Thomas told the Council that the Utah Western Heritage Week is scheduled to take place in Millard County during the Week of August 31st through September 8, 2002, with activities being scheduled throughout Millard County. The major sponsor of the event is Millard County Board of Tourism. Events will include a wagon train, Old Capitol Arts & Living History Festival, Utah State Western Riding Club State Meet, Utah Cutting Horse Association, Utah Team Penning Assoc., Western Heritage Team Roping, Leamarado Days Rodeo, and an Agricultural/Equine Expo.

Millard County Commissioner Steve Draper advised the Council that the Cow Cutting, Team Penning and Team Roping will be taking place in Delta on Friday and Saturday, September 6-7, 2002. It is estimated that there could be 1,500 to 2,000 individuals in Delta during the weekend for those events. Commissioner Draper stated that they would like to include a smaller Agricultural/Equine Expo in Delta and asked permission of the Council to accept the Millard County business licenses for vendors who participate in the expo. Commissioner Draper told the Council that the Millard County and Tourism budgets have been stretched as far as possible, but additional money is needed to fund this event. He requested monetary support from Delta City in the amount of \$1,000 toward the Agricultural/Equine Expo in Delta.

Council Member Robert Droubay MOVED to approve expenditure of \$1,000 toward expanding the

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Delta venue of Western Heritage Week. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: PROPOSED AMENDMENT TO DELTA CITY ZONING ORDINANCE REGARDING SIGN REGULATIONS

Mayor Bunker advised the Council that a public hearing had been scheduled for earlier this evening on the proposed amendment to the Delta City Zoning Ordinance regarding sign regulations. However, City Attorney Richard Waddingham advised that notice of the public hearing must be published for fourteen days prior to the date of the public hearing. Therefore, the public hearing could not be held this evening and a new date for the public hearing needs to be set.

Council Member Wesley Bloomfield MOVED to set a public hearing on Monday, July 22, 2002 at 6:50 p.m. for the purpose of receiving public comment regarding the proposed amendment to the Delta City Zoning Ordinance regarding sign regulations. The motion was SECONDED by Council Member Robert Droubay. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ASST. PUBLIC WORKS DIRECTOR ALAN RIDING: UTILITY ACCOUNT COLLECTIONS POLICY

Asst. Public Works Director Alan Riding noted that this is a continuation of a discussion at the previous meeting regarding the write off of uncollectible utility accounts. At that time, it was determined that the Council needs to decide what guidelines should be followed in collection of past due utility accounts and direct City Attorney Richard Waddingham to prepare documents for adopting those guidelines. Asst. Public Works Director Riding reminded the Council that they had previously discussed the fact that, at present, if a customer has a past due account and they move to a different location, the past due amount cannot be transferred to the new location. In addition, present Delta City policy does not provide for collection of a deposit from individuals who are purchasing the property where they are requesting service.

Council Members directed Asst. Public Works Director Riding to work with City Attorney Waddingham in drafting a policy for collection of utility accounts and, when completed, bring the matter to the Council for approval.

OTHER BUSINESS

City Recorder Gregory Jay Schafer advised the Council that he had received notification from the Community Impact Board that the approximately \$3,500 remaining in our library project fund had been applied to the Delta City loan principal.

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Council Member Margaret Dutson asked whether something could be done to improve the appearance of the top of the berm surrounding the City Building. She suggested that black mesh be laid down and decorative rock be inserted in order to keep down the weeds. The grass and flower beds surrounding the City Building look beautiful but the weeds growing near the building are very unsightly. It was determined that the Public Works Department should be given authority to determine what should be done to improve the top of the berm surrounding the City Building.

Council Member Margaret Dutson asked if some city streets could be designated for use by ATVs. She was advised that it is allowed on some streets in Fillmore in order to connect ATV trails surrounding Fillmore City, but Delta City does not have ATV trails in the surrounding area.

Council Member Wesley Bloomfield noted that he had been advised of a corral that has been constructed on 200 West to house a horse, or horses, within the city limits. Asst. Public Works Director Riding advised the Council that the area Council Member Bloomfield is referring to is zoned Rural Residential and one animal is allowed to be kept in that zone. There was discussion regarding whether the lot size must be one acre in order to keep an animal. Asst. Public Works Director Riding was asked to discuss the matter with Zoning Officer Neil Forster and to clarify the matter.

Council Member Bruce Curtis reported on the Fire Service District Meeting which he attended last week. It was his feeling that, since formation of the Fire Service District, the funding to Delta City has been cut several times and the reason for this is the acrimonious feelings that other departments have for the Delta Fire Department. Council Member Curtis felt that the other fire departments are extremely jealous of the quality of the Delta Fire Department and of the insurance which Delta City provides for firefighters.

Council Member Margaret Dutson asked the Council if they would authorize storage of the Delta Area Youth City Council float at the airport between the Fourth of July parade and the Hinckley parade to be held on July 24th. Council Members agreed to allow storage of the youth council float at the airport between the two parades.

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Mayor Bunker told the Council that the steam engine is ready to be installed in the new City Park pavilion and should be there by next week.

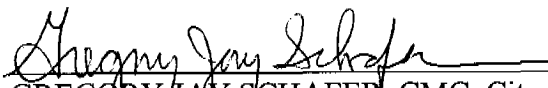
Mayor Bunker asked all Council Members to be in attendance to ride in the parade on July 4th. All Council Members indicated that they would be available for the parade. Mayor Bunker stated that we are trying to speed up the parade by not allowing performers to stop and perform along the parade route. Many complaints were received last year because of large lapses between entries.

Mayor Bunker reviewed with the Council their decision at the previous meeting that Delta City wants to have at least 50% of the vote on any water service consortium, or district, which might be formed to provide drinking water to Delta, Hinckley, Deseret, Oasis, and others, in compliance with new drinking water arsenic levels which become effective in 2006.

Mayor Bunker asked if there were any comments, questions, or other items to be discussed. There being none, Council Member Robert Droubay MOVED to adjourn the meeting. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Bunker declared the meeting adjourned at 8:25 p.m.


GAYLE BUNKER, Mayor


GREGORY JAY SCHAEFER, CMC, City Recorder

MINUTES APPROVED: RCCM 07-08-02

